IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

PRESENT
THE HON'BLE SHRI JUSTICE R.SUBHASH REDDY
WRIT PETITION No. 25638 of 1997

Dated 7th November, 2006

Between
D.V.Narayana S/o D.Suryanarayana

… Petitioner

And

The Assistant Divisional Engineer,
Operation, A.P. S.E.B., Kadiri,
Anantapur District and another.

… Respondents.

ORAL ORDER:

In this writ petition, the petitioner has questioned the proceedings dated 29.5.1997 issued in Lr.No.ADE/O/KDR/TE/D.No.132/95 by the Assistant Divisional Engineer, A.P.S.E.B., Kadiri, demanding an amount of Rs.24,088/-, which is stated to be the provisionally estimated value of the energy pilfered, by registering a malpractice case against the petitioner.

In the impugned letter, it is stated that the service connection of the petitioner was inspected on 23.4.1997 and during the inspection, it was found that the petitioner tapped electrical energy. At the stage of admission, this court issued direction for restoration of power supply.

Though the writ petition is of the year 1997, no counter affidavit has yet been filed. The interim order granted on 1.10.1997 continued all along.

As much as the impugned order of demand is only by way of provisional assessment and the directions issued by this court as early as on 1.10.1997 continued all along, I dispose of the writ petition directing the respondents to complete the final assessment proceedings, if not already completed, within a period of six weeks from the date of the receipt of a copy of this order, as per the terms and conditions of supply. Till final assessment is made and orders are passed, respondents are directed not to disconnect the power supply which is restored pursuant to interim orders of this court

dated 1.10.1997.

It is made clear that after final assessment is made, it is open for the respondents to take steps in accordance with the terms and conditions of supply to realize the amount, if any, on such assessment.

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7.11.2006 **R.SUBHASH REDDY, J.**

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